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MAY 2 2 2006

TRIPEP.23AUSC2

**PATENT** 

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Applicant** 

Sällberg, et al.

Appl. No.

10/719,619

Filed

November 20, 2003

For

VACCINES CONTAINING

RIBAVIRIN AND METHODS OF

**USE THEREOF** 

Examiner

Li, Bao Q.

Group Art Unit

1648

CERTIFICATE OF FAX TRANSMISSION

I hereby certify that this correspondence and all marked attachments are being transmitted via facsimile to the USPTO Central Fax No. (571) 273-8300 on the date shown below:

May 22, 2006

(Date)

Eric S. Furman, Reg. No. 45,664

#### **INTERVIEW SUMMARY**

#### Mail Stop Amendment

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### Dear Sir:

The attached interview summary reflects the substance of the personal interview held between Examiner Li, Supervisor Campell and the undersigned on May 16, 2006.

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10/719,619

**Filed** 

November 20, 2003

#### **SUMMARY OF INTERVIEW**

The undersigned wishes to thank Examiner Li and Supervisor Campell for the courtesy extended to him during a personal interview on May 16, 2006. During the interview between the undersigned, Examiner Li and, Supervisor Campell, the restriction requirement, the claim objections, the enablement rejections under 35 U.S.C. § 112, first paragraph, the new matter rejections under 35 U.S.C. § 112, first paragraph, the provisional double patenting rejection, and the rejections under 35 U.S.C. § 103 raised in the Office Action mailed February 22, 2006 were discussed. The undersigned and the Examiner reached the following agreements: (1) Claims 34-43, 46-49, 51-52, 57-67 and 72-80 are linking claims and will be examined. (2) Claims 81-84 and 85-88 limit dependent Claims 51 and 66, respectively and the objection to the claims would be removed. (3) The enablement rejection would be removed in view of Applicants' disclosure. (4) The new matter rejection would be removed in view of Applicants' disclosure, and Applicants' proposed amendment to Claim 47 to recite "wherein said measuring comprises measuring levels of IgG" or "wherein said measuring comprises measuring levels of IgM." It was agreed that the proposed amendments were supported by the specification. (5). The double patenting rejection would be addressed by submitting a terminal disclaimer. (6) The § 103(a) rejection would be removed in view of Applicants' arguments.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: May 22, 2006

By:

Eric S. Kurman

Registration No. 45,664

Attorney of Record

Customer No. 20,995

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## USPTO FACSIMILE TRANSMITTAL SHEET

Page 1 of 2

Docket No.: TRIPEP.23AUSC2

CUSTOMER NO. 20995

Applicant

: Sällberg, et al.

App. No.

10/719,619

Filed

: November 20, 2003

For

VACCINES CONTAINING RIBAVIRIN

AND METHODS OF USE THEREOF

Examiner

: Li, Bao Q.

Group Art Unit

: 1648

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May 22, 2006

Eric S. Furgian, Ph.D., Reg. No. 45,664

Transmitted herewith for filing and consideration in the above-referenced application are the following items:

(X) Non-Final

After Final

- (X) Terminal Disclaimer with attached assignment in five (5) pages.
- (X) Interview Summary in two (2) pages.

(X) Amendment/Response in eighteen (18) pages.

#### FILING FEES:

				F	EE (	CALCU	JLATION				
FEE TYPE						FEI	CODE	CALCULATION			TOTAL
Total Claims minus 20; or Previously Paid	51	-	50	=	1	1202	(\$50)	1	х	50 =	\$50
Independent minus 3; or Previously Paid	4	-	4	_	0	1201	(\$200)	0	х	200 =	\$0
Terminal Disclaimer	3	7 CF	R§1	20(d)	)	1814	(\$130)	<del></del>			\$130
								S	UB T	OTAL	\$180
The present application qu	ualifie	s for	Smal	l Enti	ty st	atus und	der 37 CFR	§1.27. F	ee re	duced by 1/2.	(\$90)
								TOT	'AL I	FEE DUE	\$90

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### Knobbe Martens Olson & Bear LLP

Application No.: 10/719,619

Filing Date: November 20, 2003

CUSTOMER NO. 20995

(X) Total pages in transmission: \_\_\_\_ 27

The Commissioner is hereby authorized to charge any additional fees which may be required, now or in the future, or credit any overpayment to Account No. 11-1410.

Eric S. Furman, Ph.D. Registration No. 45\664 Attorney of Record Customer No. 20,995 (619) 235-8550

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